

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA (Southern Division - Santa Ana)
CIVIL DOCKET FOR CASE #: 8:23-cv-00668-FWS-JDE**

Jeffrey S. Beier v. Bank of America N.A. et al
Assigned to: Judge Fred W. Slaughter
Referred to: Magistrate Judge John D. Early
Case in other court: Orange County Superior Court, 30-02023-
01312331-CU-OR-CJC
Cause: 28:1441 Notice of Removal - Fair Credit Reporting Act

Date Filed: 04/17/2023
Jury Demand: Plaintiff
Nature of Suit: 480 Consumer Credit
Jurisdiction: Federal Question

Plaintiff

Jeffrey S. Beier

represented by **Sanford C Parke**
Law Offices of Sanford Parke
1913 East 17th Street Suite 212
Santa Ana, CA 92705
714-750-5900
Fax: 714-948-4468
Email: ocattorney@pacbell.net
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

V.

Defendant

Bank of America N.A.

represented by **Douglas C Stastny**
Severson and Werson
19100 Von Karman Avenue Suite 700
Irvine, CA 92612
949-442-7110
Fax: 949-442-7118
Email: dcs@severson.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
Severson and Werson APC
19100 Von Karman Avenue Suite 700
Irvine, CA 92612-6578
949-442-7110
Fax: 949-442-7118
Email: joc@severson.com
ATTORNEY TO BE NOTICED

Defendant

**Mortgage Electronic Registration
Systems, Inc.**

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Wells Fargo Bank, N.A.

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

The Bank of New York Mellon
Successor Trustee to JPMorgan Chase
Bank, N.A. as Trustee for the Bear Stearns
ALT-A Trust, Mortgage Pass-Through
Certificates Series 2005-4
formerly known as
The Bank of New York

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

The Bank of New York Mellon as Trustee
on behalf of
Bear Stearns ALT-A Trust 2005-4

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Wells Fargo Bank N.A. as Trustee
on behalf of
BSALTA 2005-04

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

The Bank of New York Mellon
Successor in Interest to JPMorgan Chase
Bank, N.A. as Trustee, BSALTA Trust, 2005-
04
formerly known as
The Bank of New York

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell

(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Clear Recon Corp.

Defendant

JP Morgan Chase Bank N.A.

represented by **Douglas C Stastny**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

John Owen Campbell
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Does

1 through 50

Date Filed	#	Select all / clear	Docket Text
04/20/2023	10	<input type="checkbox"/> 14.5 MB	NOTICE OF MOTION AND MOTION to Dismiss Case filed by defendants Bank of America N.A., JP Morgan Chase Bank N.A., Mortgage Electronic Registration Systems, Inc., The Bank of New York Mellon, The Bank of New York Mellon, The Bank of New York Mellon as Trustee, Wells Fargo Bank N.A. as Trustee, Wells Fargo Bank, N.A.. Motion set for hearing on 5/25/2023 at 10:00 AM before Judge Fred W. Slaughter. (Attachments: # 1 Request for Judicial Notice; Exhibit 1 - Pooling and Servicing Agreement, # 2 Proposed Order) (Stastny, Douglas) (Entered: 04/20/2023)
04/20/2023	9	<input type="checkbox"/> 31.6 KB	PROOF OF SERVICE filed by defendants Bank of America N.A., JP Morgan Chase Bank N.A., Mortgage Electronic Registration Systems, Inc., The Bank of New York Mellon, The Bank of New York Mellon, The Bank of New York Mellon as Trustee, Wells Fargo Bank N.A. as Trustee, Wells Fargo Bank, N.A., re Notice of Removal (Attorney Civil Case Opening),,,,,,, 1 , Certificate/Notice of Interested Parties,,,,,, 3 , Civil Cover Sheet (CV-71),, 2 served on 4/18/2023. (Stastny, Douglas) (Entered: 04/20/2023)
04/20/2023	8	<input type="checkbox"/> 43.6 KB	CIVIL STANDING ORDER by Judge Fred W. Slaughter. (mku) (Entered: 04/20/2023)
04/18/2023	7	<input type="checkbox"/> 5.6 KB	Notice to Counsel Re Consent to Proceed Before a United States Magistrate Judge. (sh) (Entered: 04/18/2023)
04/18/2023	6	<input type="checkbox"/> 7.5 KB	NOTICE TO PARTIES OF COURT-DIRECTED ADR PROGRAM filed. (sh) (Entered: 04/18/2023)
04/18/2023	5	<input type="checkbox"/> 5.3 KB	NOTICE OF ASSIGNMENT to District Judge Fred W. Slaughter and Magistrate Judge John D. Early. (sh) (Entered: 04/18/2023)
04/18/2023	4	<input type="checkbox"/> 5.5 KB	NOTICE RE INTRA-DISTRICT TRANSFER by Clerk of Court due to incorrect intra-district venue selected by the filer. Case is transferred to the Southern Division. Case has been assigned to Judge Fred W. Slaughter for all further

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			proceedings. Any matters that may be referred to a Magistrate Judge are assigned to John D. Early. New Case Number 8:23-cv-00668 FWS (JDEx). (sh) (Entered: 04/18/2023)
04/17/2023			CONFORMED E-FILED COPY OF SUMMONS AND COMPLAINT against Defendants Bank of America N.A., Clear Recon Corp., Does, JP Morgan Chase Bank N.A., Mortgage Electronic Registration Systems, Inc., The Bank of New York Mellon, The Bank of New York Mellon, The Bank of New York Mellon as Trustee, Wells Fargo Bank N.A. as Trustee., filed by Plaintiff Jeffrey S. Beier. [FILED IN STATE COURT 03/08/2023 SUBMITTED AS ATTACHMENT NO. 1 EXHIBIT TO THE NOTICE OF REMOVAL 1] (sh) (Entered: 04/18/2023)
04/17/2023	3	<input type="checkbox"/> 22.2 KB	NOTICE of Interested Parties filed by Defendants Bank of America, N.A., JP Morgan Chase Bank, N.A., Mortgage Electronic Registration Systems, Inc., The Bank of New York Mellon FKA The Bank of New York Successor Trustee to JPMorgan Chase Bank, N.A. as Trustee for the Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates Series 2005-4, The Bank of New York Mellon FKA The Bank of New York Successor in Interest to JPMorgan Chase Bank, N.A. as Trustee, BSALTA Trust, 2005-04, The Bank of New York Mellon as Trustee on behalf of Bear Stearns ALT-A Trust 2005-4, Wells Fargo Bank, N.A., Wells Fargo Bank, N.A. as Trustee on Behalf of BSALTA 2005-04, identifying Bank of America, N.A.; BAC North America Holding Company; NB Holdings Corporation; Bank of America Corporation; Berkshire Hathaway Inc.; Mortgage Electronic Registration Systems, Inc.; MERSCORP Holdings, Inc.; ICE Mortgage Services, LLC; Intercontinental Exchange, Inc., Wells Fargo Bank, N.A.; Wells Fargo & Company; The Bank of New York Mellon; The Bank of New York Mellon Corporation; The Bank of New York Mellon FKA The Bank of New York Successor in Interest to JPMorgan Chase Bank, N.A. as Trustee, BSALTA Trust, 2005-04; The Bank of New York Mellon FKA The Bank of New York Successor Trustee to JPMorgan Chase Bank, N.A. as Trustee for the Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates Series 2005-4; The Bank of New York Mellon as Trustee on behalf of Bear Stearns ALT-A Trust 2005-4; Wells Fargo Bank, N.A. as Trustee on Behalf of BSALTA 2005-04; JP Morgan Chase Bank, N.A.; JPMorgan Chase & Co.; The Vanguard Group, Inc. (Stastny, Douglas) (Entered: 04/17/2023)
04/17/2023	2	<input type="checkbox"/> 135.7 KB	CIVIL COVER SHEET filed by Defendants Bank of America, N.A., JP Morgan Chase Bank, N.A., Mortgage Electronic Registration Systems, Inc., The Bank of New York Mellon FKA The Bank of New York Successor Trustee to JPMorgan Chase Bank, N.A. as Trustee for the Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates Series 2005-4, The Bank of New York Mellon FKA The Bank of New York Successor in Interest to JPMorgan Chase Bank, N.A. as Trustee, BSALTA Trust, 2005-04, The Bank of New York Mellon as Trustee on behalf of Bear Stearns ALT-A Trust 2005-4, Wells Fargo Bank, N.A., Wells Fargo Bank, N.A. as Trustee on Behalf of BSALTA 2005-04. (Stastny, Douglas) (Entered: 04/17/2023)
04/17/2023	1	<input type="checkbox"/> 68.6 MB	NOTICE OF REMOVAL from Orange County Superior Court, case number 30-2023-01312331 Receipt No: ACACDC-35147039 - Fee: \$402, filed by defendant The Bank of New York Mellon FKA The Bank of New York Successor Trustee to JPMorgan Chase Bank, N.A. as Trustee for the Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates Series 2005-4, Mortgage Electronic Registration Systems, Inc., The Bank of New York Mellon as Trustee on behalf of Bear Stearns ALT-A Trust 2005-4, JP Morgan Chase Bank, N.A., Bank of America, N.A., Wells Fargo Bank, N.A. as Trustee on Behalf of BSALTA 2005-04, Wells Fargo Bank, N.A., The Bank of New York Mellon FKA

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The Bank of New York Successor in Interest to JPMorgan Chase Bank, N.A. as Trustee, BSALTA Trust, 2005-04. (Attachments: # [1](#) State Court Summons and Complain, # [2](#) Court Set Case Management Conference, # [3](#) Proposed Order on Ex Parte Application filed 3/15/23, # [4](#) Ex Parte Application Filed on 3/15/2023, # [5](#) Declaration for Temporary Restraining Order filed 3/15/23, # [6](#) Declaration re - Ex Parte Notice filed 3/16/23, # [7](#) Minutes Finalized for Chambers Work, # [8](#) Declaration in Support of TRO and Request for OSC filed 3/16/2023, # [9](#) Proposed Order re Ex Parte Application filed 3/16/23, # [10](#) Ex Parte Application for TRO and Request for OSC filed 3/16/23, # [11](#) Declaration re Notice of Ex Parte Application filed 3/16/23, # [12](#) Declaration re Service of Ex Parte Application filed 3/16/23, # [13](#) Proposed Order (Not Signed) Filed by Court, # [14](#) Minute Order on Ex Parte Application, # [15](#) Proposed Order on Ex Parte Application Filed by Court 3/16/23, # [16](#) Declaration iso Motion re Peremptory Challenge to Judge, # [17](#) Minute Order re Peremptory Challenge to Judge, # [18](#) Notice of Stay of Proceedings, # [19](#) Case Management Conference Scheduled) (Attorney Douglas C Stastny added to party Bank of America, N.A.(pty:dft), Attorney Douglas C Stastny added to party JP Morgan Chase Bank, N.A. (pty:dft), Attorney Douglas C Stastny added to party Mortgage Electronic Registration Systems, Inc.(pty:dft), Attorney Douglas C Stastny added to party The Bank of New York Mellon FKA The Bank of New York Successor Trustee to JPMorgan Chase Bank, N.A. as Trustee for the Bear Stearns ALT-A Trust, Mortgage Pass-Through Certificates Series 2005-4(pty:dft), Attorney Douglas C Stastny added to party The Bank of New York Mellon FKA The Bank of New York Successor in Interest to JPMorgan Chase Bank, N.A. as Trustee, BSALTA Trust, 2005-04(pty:dft), Attorney Douglas C Stastny added to party The Bank of New York Mellon as Trustee on behalf of Bear Stearns ALT-A Trust 2005-4(pty:dft), Attorney Douglas C Stastny added to party Wells Fargo Bank, N.A. (pty:dft), Attorney Douglas C Stastny added to party Wells Fargo Bank, N.A. as Trustee on Behalf of BSALTA 2005-04(pty:dft))(Stastny, Douglas) (Entered: 04/17/2023)

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Transaction Receipt			
04/21/2023 16:46:44			
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Description:	Docket Report	Search Criteria:	8:23-cv-00668-FWS-JDE End date: 4/21/2023
Billable Pages:	6	Cost:	0.60

Case Summary:

Case Id:	30-2023-01312331-CU-OR-CJC
Case Title:	JEFFREY S BEIER VS. BANK OF AMERICA, N.A.
Case Type:	OTHER REAL PROPERTY
Filing Date:	03/08/2023
Category:	CIVIL - UNLIMITED

Register Of Actions:

ROA	Docket	Filing Date	Filing Party	Document	Select
1	E-FILING TRANSACTION 11111644 RECEIVED ON 03/08/2023 02:39:51 PM.	03/15/2023		NV	
2	COMPLAINT FILED BY BEIER, JEFFREY S ON 03/08/2023	03/08/2023		139 pages	<input type="checkbox"/>
3	CIVIL CASE COVER SHEET FILED BY BEIER, JEFFREY S ON 03/08/2023	03/08/2023		2 pages	<input type="checkbox"/>
4	SUMMONS ISSUED AND FILED FILED BY BEIER, JEFFREY S ON 03/08/2023	03/08/2023		1 pages	<input type="checkbox"/>
5	PAYMENT RECEIVED BY LEGALCONNECT FOR 194 - COMPLAINT OR OTHER 1ST PAPER IN THE AMOUNT OF 435.00, TRANSACTION NUMBER 13192518 AND RECEIPT NUMBER 13020644.	03/15/2023		1 pages	<input type="checkbox"/>
6	CASE ASSIGNED TO JUDICIAL OFFICER MCCORMICK, MELISSA ON 03/08/2023.	03/08/2023		NV	
7	CASE MANAGEMENT CONFERENCE SCHEDULED FOR 08/17/2023 AT 09:00:00 AM IN C13 AT CENTRAL JUSTICE CENTER.	03/15/2023		2 pages	<input type="checkbox"/>
8	THE CASE MANAGEMENT CONFERENCE CURRENTLY SET ON 08/17/2023 IS ORDERED ADVANCED TO 06/08/2023 AT 09:00 AM IN C13.	03/15/2023		NV	
9	MINUTES FINALIZED FOR CHAMBERS WORK 03/15/2023 07:45:00 AM.	03/15/2023		1 pages	<input type="checkbox"/>
10	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	03/15/2023		2 pages	<input type="checkbox"/>
11	PROPOSED ORDER RECEIVED ON 03/15/2023	03/15/2023		2 pages	<input type="checkbox"/>
12	E-FILING TRANSACTION 21285463 RECEIVED ON 03/15/2023 01:46:51 PM.	03/15/2023		NV	
13	EX PARTE APPLICATION - OTHER FILED BY BEIER, JEFFREY S ON 03/15/2023	03/15/2023		136 pages	<input type="checkbox"/>
14	DECLARATION FOR TEMPORARY RESTRAINING ORDER FILED BY BEIER, JEFFREY S ON 03/15/2023	03/15/2023		128 pages	<input type="checkbox"/>
15	DECLARATION RE: EX-PARTE NOTICE FILED BY BEIER, JEFFREY S ON 03/15/2023	03/15/2023		3 pages	<input type="checkbox"/>
16	PAYMENT RECEIVED BY LEGALCONNECT FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 13193022 AND RECEIPT NUMBER 13021148.	03/15/2023		1 pages	<input type="checkbox"/>
17	EX PARTE SCHEDULED FOR 03/16/2023 AT 01:30:00 PM IN C13 AT CENTRAL JUSTICE CENTER.	03/15/2023		NV	
19	MINUTES FINALIZED FOR CHAMBERS WORK 03/16/2023 09:54:00 AM.	03/16/2023		1 pages	<input type="checkbox"/>
20	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	03/16/2023		2 pages	<input type="checkbox"/>

Exhibit 4

ROA	Docket	Filing Date	Filing Party	Document	Select
21	E-FILING TRANSACTION 21286047 RECEIVED ON 03/16/2023 12:18:49 PM.	03/16/2023		NV	
22	DECLARATION IN SUPPORT FILED BY BEIER, JEFFREY S ON 03/16/2023	03/16/2023		128 pages	<input type="checkbox"/>
23	PROPOSED ORDER RECEIVED ON 03/16/2023	03/16/2023		2 pages	<input type="checkbox"/>
24	E-FILING TRANSACTION 31283365 RECEIVED ON 03/16/2023 12:18:40 PM.	03/16/2023		NV	
25	EX PARTE APPLICATION - OTHER FILED BY BEIER, JEFFREY S ON 03/16/2023	03/16/2023		136 pages	<input type="checkbox"/>
26	DECLARATION RE: EX-PARTE NOTICE FILED BY BEIER, JEFFREY S ON 03/16/2023	03/16/2023		3 pages	<input type="checkbox"/>
27	PAYMENT RECEIVED BY LEGALCONNECT FOR 36 - MOTION OR OTHER (NOT 1ST) PAPER REQUIRING A HEARING IN THE AMOUNT OF 60.00, TRANSACTION NUMBER 13193654 AND RECEIPT NUMBER 13021780.	03/16/2023		1 pages	<input type="checkbox"/>
28	EX PARTE SCHEDULED FOR 03/17/2023 AT 11:45:00 AM IN N06 AT NORTH JUSTICE CENTER.	03/16/2023		NV	
29	E-FILING TRANSACTION 31283772 RECEIVED ON 03/16/2023 08:23:48 PM.	03/17/2023		NV	
30	DECLARATION RE: EX-PARTE NOTICE FILED BY BEIER, JEFFREY S ON 03/16/2023	03/16/2023		2 pages	<input type="checkbox"/>
31	E-FILING TRANSACTION 11114562 RECEIVED ON 03/15/2023 01:47:02 PM.	03/17/2023		NV	
32	PROPOSED ORDER (NOT SIGNED) FILED BY THE SUPERIOR COURT OF ORANGE ON 03/15/2023	03/15/2023		2 pages	<input type="checkbox"/>
33	MINUTES FINALIZED FOR EX PARTE 03/17/2023 11:45:00 AM.	03/17/2023		1 pages	<input type="checkbox"/>
34	E-FILING TRANSACTION 11115148 RECEIVED ON 03/16/2023 01:55:04 PM.	03/20/2023		NV	
35	PROPOSED ORDER FILED BY THE SUPERIOR COURT OF ORANGE ON 03/16/2023	03/16/2023		2 pages	<input type="checkbox"/>
36	E-FILING TRANSACTION NUMBER 21290002 REJECTED.	03/24/2023		1 pages	<input type="checkbox"/>
37	E-FILING TRANSACTION 31287712 RECEIVED ON 03/24/2023 07:15:51 PM.	03/27/2023		NV	
38	PEREMPTORY CHALLENGE PURSUANT TO 170.6 CCP (HON. MELISSA MCCORMICK) FILED BY BEIER, JEFFREY S ON 03/24/2023	03/24/2023		1 pages	<input type="checkbox"/>
39	PEREMPTORY CHALLENGE UNDER C.C.P. 170.6 AS TO THE HONORABLE MELISSA R. MCCORMICK FILED.	03/27/2023		NV	
40	THIS CASE IS REASSIGNED TO THE HONORABLE KIMBERLY A. KNILL FOR ALL PURPOSES.	03/27/2023		NV	
41	MINUTES FINALIZED FOR CHAMBERS WORK 03/27/2023 08:10:00 AM.	03/27/2023		1 pages	<input type="checkbox"/>
42	CLERK'S CERTIFICATE OF MAILING/ELECTRONIC SERVICE	03/27/2023		2 pages	<input type="checkbox"/>
43	E-FILING TRANSACTION 31285582 RECEIVED ON 03/21/2023 04:52:17 PM.	04/06/2023		NV	
44	NOTICE OF STAY OF PROCEEDINGS - CASE FILED BY BEIER, JEFFREY S ON 03/21/2023	03/21/2023		3 pages	<input type="checkbox"/>

Exhibit 4

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ROA	Docket	Filing Date	Filing Party	Document	Select
46	CASE MANAGEMENT CONFERENCE SCHEDULED FOR 06/22/2023 AT 01:30:00 PM IN C17 AT CENTRAL JUSTICE CENTER.	04/13/2023		2 pages	<input type="checkbox"/>
47	E-FILING TRANSACTION 21301364 RECEIVED ON 04/19/2023 09:57:53 AM.	04/19/2023		NV	
48	CASE MANAGEMENT STATEMENT FILED BY BEIER, JEFFREY S ON 04/19/2023	04/19/2023		5 pages	<input type="checkbox"/>
49	E-FILING TRANSACTION 31283370 RECEIVED ON 03/16/2023 12:28:44 PM.	04/19/2023		NV	
50	DECLARATION RE: EX-PARTE NOTICE FILED BY BEIER, JEFFREY S ON 03/16/2023	03/16/2023		3 pages	<input type="checkbox"/>
51	E-FILING TRANSACTION 11115147 RECEIVED ON 03/16/2023 01:55:02 PM.	04/19/2023		NV	
52	DECLARATION - OTHER (RE: SERVICE OF SUMMONS AND COMPLAINT) FILED BY BEIER, JEFFREY S ON 03/16/2023	03/16/2023		2 pages	<input type="checkbox"/>
53	E-FILING TRANSACTION 11129837 RECEIVED ON 04/18/2023 03:16:56 PM.	04/20/2023		NV	
54	NOTICE OF REMOVAL TO FEDERAL COURT FILED BY BANK OF AMERICA, N.A.; MORTGAGE ELECTRONIC REGISTRATION SYSTEMS, INC.; WELLS FARGO BANK, N.A.; THE BANK OF NEW YORK MELLON; JP MORGAN CHASE BANK, N.A.; THE BANK OF NEW YORK MELLON ON 04/18/2023	04/18/2023		16 pages	<input type="checkbox"/>
	Name	Type	Assoc	Start Date	End Date
	BANK OF AMERICA, N.A.	DEFENDANT		03/15/2023	
	MORTGAGE ELECTRONIC REGISTRATION SYSTE	DEFENDANT		03/15/2023	
	LAW OFFICES OF SANFORD PARKE	ATTORNEY		03/15/2023	
	WELLS FARGO BANK, N.A.	DEFENDANT		03/15/2023	
	JP MORGAN CHASE BANK, N.A.	DEFENDANT		03/15/2023	
	CLEAR RECON CORP.	DEFENDANT		03/15/2023	
	SEVERSON & WERSON	ATTORNEY		04/20/2023	
	THE BANK OF NEW YORK MELLON	DEFENDANT		03/15/2023	
	JEFFREY S BEIER	PLAINTIFF		03/15/2023	

Hearings:

Description	Date	Time	Department	Judge
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Exhibit 4